



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

LETITIA JAMES
ATTORNEY GENERAL

CIVIL RIGHTS BUREAU
212.416.8250

January 25, 2023

By ECF

Honorable Victor Marrero
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

**Re: *National Coalition on Black Civic Participation, et al. v. Jacob Wohl, et al.*,
SDNY Case No. 20 Civ. 8668 (VM)(OTW)**

Dear Judge Marrero:

Plaintiffs write to inform the Court of supplemental authority recently issued by the Eastern District of New York. In *United States v. Mackey*, No. 21-cr-80, Judge Garaufis rejected a First Amendment argument similar to the one asserted by Defendants here. *See* Ex. A at 38–55.

Respectfully,

/s/ Rick Sawyer

Rick Sawyer
Special Counsel
richard.sawyer@ag.ny.gov

cc: Counsel of record (via ECF and e-mail)